



Docket No.: ONT-101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SCUDDER, James A.

Group Art Unit: 3744

Serial No.: 10/800,897
987

Examiner: DOERRLER, William C.

Filed: March 15, 2004

Title: CONTAINER WITH INTEGRAL
MODULE FOR HEATING OR COOLING
THE CONTENTS

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with Applicant(s)'s duty under 37 CFR § 1.56, Applicant(s) hereby submit(s) the attached form(s) to bring information to the attention of the Examiner:

☐ PTO-1449

☒ PTO/SB/08A (3 pgs.)

☒ PTO/SB/08B (1 pg.)

The information identified in this Information Disclosure Statement (IDS), including the attached form(s), may or may not be "material" pursuant to 37 CFR § 1.56, and the submission thereof by Applicant(s) shall not be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. §§102-103 with respect to this invention unless specifically designated by Applicant(s) as such.

The filing of this IDS shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

☐ A check in the amount of _____ is enclosed.

☒ The Commissioner is authorized to charge all fees due for the filing of this IDS, and to credit any overpayment, to Deposit Account No. 50-1105 (Cohen Sakaguchi & English LLP). Applicant(s) believe(s) the total fee due is \$0.

CERTIFICATE OF MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date listed below.

June 16, 2005

Date of Deposit

Patricia J. English
Patricia J. English

STATEMENT UNDER 37 CFR § 1.97(e)

Applicant(s) make the following statement(s), if checked below, which the U.S. Patent Office may or may not determine to be required for the filing of this IDS in accordance with 37 CFR §§ 1.97 and 1.98.

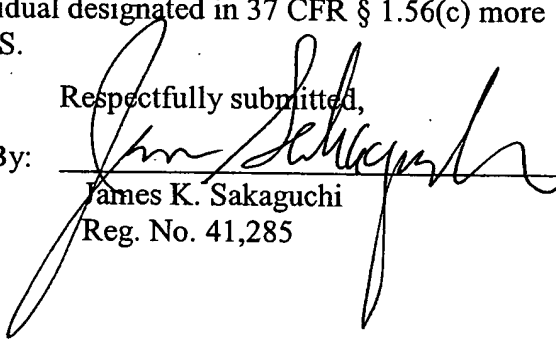
- ☐ Each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.
- ☐ No item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

Dated: June 16, 2005

Telephone: (760) 803-5967
Facsimile: (949) 625-8955

Respectfully submitted,

By:


James K. Sakaguchi
Reg. No. 41,285



Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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Complete if Known

(Use as many sheets as necessary)

Sheet 1

of 3

Application Number	10/800,987
Filing Date	03-15-2005 <i>4/</i>
First Named Inventor	SCUDDER, James A.
Art Unit	3744
Examiner Name	DOERRLER, William C.
Attorney Docket Number	ONT-101

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	1	JP 62-078672	05-20-1987	ISHIKAWA		
	2	JP 1-085283	06-06-1989	ISHIKAWA		
	3	JP 1-085285	06-06-1989	ISHIKAWA		
	4	JP 1-088882	06-12-1989	ISHIKAWA		
	5	JP 1-161477	11-09-1989	ISHIKAWA		
	6	JP 2-048029	04-03-1990	EMIKO		

**Examiner
Signature**

Date
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2

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		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
	7	JP 2-098566	04-10-1990	SHOZABURO		
	8	JP 2-126528	10-18-1990	EMIKO		
	9	JP 2-130529	10-29-1990	EMIKO		
	10	JP 3-218715	09-26-1991	EMIKO		
	11	JP 4-025631	02-28-1992	EMIKO		
	12	JP 4-025632	02-28-1992	EMIKO		

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	13	JP 4-117921	04-17-1992	EMIKO		
	14	JP 4-164412	06-10-1992	AKIO		
	15	JP 4-108039	09-18-1992	EMIKO		
	16	JP 4-279117	10-05-1992	EMIKO		

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Substitute for form 1449/PTO

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First Named Inventor	SCUDDER, James A.
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Examiner Name	DOERRLER, William C.
Attorney Docket Number	ONT-101

Sheet	1	of	1
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[illegible]

Examiner Signature		Date Considered	
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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

1FW
Patent: ONT-101**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:)	Group Art Unit: 3744
)	
James A. Scudder et al.)	Examiner: William Doerrler
)	
Serial No.: 10/800,987)	Confirmation No.: 1407
)	
Filed: March 15, 2004)	Customer No.: 23,410
)	
For: CONTAINER WITH INTEGRAL)	
MODULE FOR HEATING OR)	
COOLING THE CONTENTS)	January 3, 2006
)	
)	

RESUBMISSION OF CORRESPONDENCE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants make this submission because it appears from the electronic file wrapper available on private PAIR that three items of correspondence were not entered in the present case. The following submissions were made in the present application, but the caption on the cover page of each submission listed the application serial number incorrectly, i.e. the captions list the serial number as 10/800,897, whereas the correct serial number should have been listed as 10/800,987 (as correctly stated in the above caption):

<u>Document</u>	<u>Date of Submission</u>
Information Disclosure Statement	May 19, 2005
Submission of Replacement Drawings	June 1, 2005
Supplemental IDS	June 16, 2005

CERTIFICATE OF MAILING 37 C.F.R. § 1.8

I hereby certify, pursuant to 37 C.F.R. § 1.8, that this paper (along with any item(s) referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as first class mail addressed to Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO (571) 273-8300, on the date indicated below.

Date of Transmission: January 3, 2006


James K. Sakaguchi

A copy of each of these documents is attached hereto, with the serial numbers corrected by interlineation. Each of these documents was timely filed as indicated by the certificates of mailing under 37 C.F.R. § 1.8. On January 3, 2006, Applicants' undersigned representative first became aware that the USPTO had mis-filed or not received these documents, when Applicants' undersigned representative reviewed the image file on private PAIR. The undersigned attests on a personal knowledge basis that the documents were transmitted to the Office on the dates indicated in the respective certificates of mailing.

In addition, if any of these items of correspondence were incorrectly filed with Application Serial No. 10/800,897, Applicants request that they be removed from both the physical file and the electronic file.

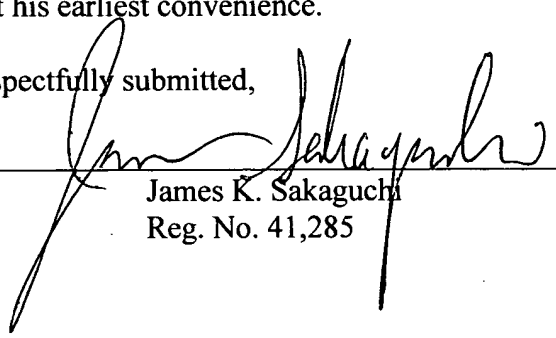
Applicants understand that the submission of replacement drawings is too late for the publication, but request that the replacement drawings be made of record in this application.

If any other action is required to have the submissions listed above timely entered in this application and removed from the incorrect application, it is requested that the Examiner contact Applicants' undersigned representative at his earliest convenience.

Dated: January 3, 2006

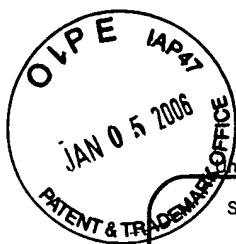
Respectfully submitted,

By: _____


James K. Sakaguchi
Reg. No. 41,285

JKS:jks

Cohen Sakaguchi & English LLP
2040 Main St. 9th Fl.
Irvine, California 92614
Telephone: 760-803-5967
Facsimile: 949-625-8955



Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 3

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Application Number	10/800,987
Filing Date	03/15/2004
First Named Inventor	SCUDDER, James A.
Art Unit	3744
Examiner Name	DOERRLER, William C.
Attorney Docket Number	ONT-101

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 2,288,895	07-07-1942	Fink	
		US- 2,327,447	08-24-1943	O'Brien	
		US- 2,746,265	05-22-1956	Mills	
		US- 2,850,006	09-02-1958	Karpalo	
		US- 2,900,808	08-25-1959	Wang	
		US- 2,926,508	03-01-1960	Moon	
		US- 3,213,932	10-26-1965	Gottfurcht	
		US- 3,369,369	02-20-1968	Weiss	
		US- 3,815,867	06-11-1974	Rein, et al.	
		US- 3,842,617	10-22-1974	Chase, et al.	
		US- 3,863,832	02-04-1975	Gordon, et al.	
		US- 3,874,557	04-01-1975	Porter	
		US- 3,970,068	07-20-1976	Sato	
		US- 4,090,898	05-23-1978	Tuskos	
		US- 4,501,259	02-26-1985	Apellaniz	
		US- 4,511,610	04-16-1985	Yazaki, et al.	
		US- 4,556,445	12-03-1985	McCormick	
		US- 4,640,264	02-03-1987	Yamaguchi, et al.	
		US- 4,741,324	05-03-1988	Ina, et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		CH 356576	08-31-1961	ALCAZAR		
		GB 2131542 A	12-07-1983	MAIONE		
		EP 255494	07-16-1987	BLUSEIS		
		FR 2659940	09-27-1991	JEAN		
		WO 93/17928	09-16-1993	UNGEHEUER		

Examiner Signature	Date Considered
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PTO/SB/08A (08-03)
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		Number-Kind Code ² (if known)			
		US- 4,762,113	08-09-1988	Hamasaki	
		US- 4,773,389	09-27-1988	Hamasaki	
		US- 4,784,113	11-15-1988	Nagai, et al.	
		US- 4,784,678	11-15-1988	Rudick, et al.	
		US- 4,793,323	12-27-1988	Guida, et al.	
		US- 4,802,343	02-07-1989	Rudick, et al.	
		US- 4,816,048	03-28-1989	Kimmelshue	
		US- 4,895,135	01-23-1990	Hamasaki	
		US- 5,088,870	02-18-1992	Fukuhara, et al.	
		US- 5,169,524	12-08-1992	Meiritz, et al.	
		US- 5,255,812	10-26-1993	Hsu	
		US- 5,461,867	10-31-1995	Scudder	
		US- 5,465,707	11-14-1995	Fulcher, et al.	
		US- 5,483,949	01-16-1996	James	
		US- 5,542,418	08-06-1996	James	
		US- 5,555,741	09-17-1996	Oakley	
		US- 5,626,022	05-06-1997	Scudder, et al.	
		US- 5,699,952	12-23-1997	Fix, Jr.	
		US- 5,809,786	09-22-1998	Scudder, et al.	

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